

NOTICES OF SUBSTANTIVE POLICY STATEMENTS

The Administrative Procedure Act requires the publication of substantive policy statements issued by agencies (A.R.S. § 41-1013(B)(14)). Substantive policy statements are written expressions which inform the general public of an agency's current approach to rule or regulation practice. Substantive policy statements are advisory only. A substantive policy statement does not include internal procedural documents that only affect the internal procedures of the agency and does not impose additional requirements or penalties on regulated parties or include confidential information or rules made in accordance with the Arizona Administrative Procedure Act. If you believe that a substantive policy statement does impose additional requirements or penalties on regulated parties you may petition the agency under A.R.S. § 41-1033 for a review of the statement.

NOTICE OF SUBSTANTIVE POLICY STATEMENT

DEPARTMENT OF ECONOMIC SECURITY

[M14-181]

1. Title of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:

This policy provides Unemployment Insurance adjudicators with guidelines for assessing whether a claimant is meeting the "followed a course of action which is reasonably designed to result in his prompt reemployment in suitable work" requirement contained in A.A.C. R6-3-52160(A).

The Substantive Policy Statement number is 3-52P-160.

2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:

June 26, 2014. The substantive policy was issued and became effective upon filing with the Office of the Secretary of State.

3. Summary of the contents of the substantive policy statement:

This substantive policy statement is intended to provide guidance to unemployment insurance adjudicators when assessing whether a claimant is following a course of action reasonably designed to result in the claimant's prompt reemployment in suitable work, as required by A.A.C. R6-3-52160. The statement provides guidance for determining when the claimant is definitely not meeting this requirement; evaluating the reasonableness of the claimant's work search efforts when the claimant's methods for seeking work are other than the conventional methods listed as examples in the subject rule; and documenting a warning to the claimant, when the overall pattern of seeking work indicates an attachment to the workforce, but recent efforts indicate a need to increase or expand those efforts.

4. Federal or state constitutional provisions; federal or state statute, rule, or regulation; or final court judgment that underlies the substantive policy statement:

Not applicable

5. A statement as to whether the substantive policy statement is a new statement or a revision:

This is a revised substantive policy statement.

6. The agency contact person who can answer questions about the substantive policy statement:

Name: Rameshwar Adhikari
Address: Department of Economic Security
1789 W. Jefferson St., Site code 837A
Phoenix, AZ 85007
Phone: (602) 542-9199
Fax: (602) 542-6000
E-mail: radhikari@azdes.gov

7. Information about where a person may obtain a copy of substantive policy statement:

A person may obtain a copy of the substantive policy statement by contacting the individual listed in item 5.

Notices of Substantive Policy Statements

NOTICE OF SUBSTANTIVE POLICY STATEMENT

DEPARTMENT OF ECONOMIC SECURITY

[M14-180]

1. Title of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:

This policy statement addresses a conflict between A.R.S. § 36-562(M) and A.A.C. R6-6-1204(B) and (D). The substantive policy number is 6-12P-01.

2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:

The substantive policy was issued and will become effective July 22, 2014.

3. Summary of the contents of the substantive policy statement:

A.R.S. § 36-562(M) states:

“M. Notwithstanding subsections C and H of this section, the department may require clients who are receiving residential programs and who receive income or benefits to contribute to the cost of their support and maintenance, subject to the provisions of federal laws and regulations. Such contributions shall not be subject to subsections A and I of this section. The department shall adopt rules that determine the amount and means of payment of such contributions, except that in no event shall the combined contribution made on behalf of a client by a client or the client's parent or estate exceed the actual cost of the residential programs provided. A minimum of 30 percent of the client's income or benefits shall be retained for the client's personal use.”

However, R6-6-1204 last revised in 2010, requires the client to retain 12 percent of the client's monthly income, benefits, or retroactive benefit payment. The Department interprets A.R.S. § 36-562(M) to require the Department to allow clients to retain 30 percent of their monthly income, benefit, or retroactive benefit payment.

4. Federal or state constitutional provisions; federal or state statute, rule, or regulation; or final court judgment that underlies the substantive policy statement:

Not applicable

5. A statement as to whether the substantive policy statement is a new statement or a revision:

This is a new substantive policy statement.

6. The agency contact person who can answer questions about the substantive policy statement:

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NOTICE OF SUBSTANTIVE POLICY STATEMENT

GAME AND FISH COMMISSION

[M14-171]

1. Title of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:

SP.004-A2.1 Appeals, Reports, and Public Hearings Relative to Relocation Assistance on Federal Aid Land Acquisition Program

2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:

April 15, 1993

3. Summary of the contents of the substantive policy statement:

Policy and procedure of the Arizona Game and Fish Commission on appeals, reports, and public hearings relative to federal aid land acquisition programs.

4. Federal or state constitutional provisions; federal or state statute, rule, or regulation; or final court judgment that underlies the substantive policy statement:

Notices of Substantive Policy Statements

42 U.S.C. 4651 through 4655 also referred to as the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970

Title 11, Ch. 7, Art. 4

5. A statement as to whether the substantive policy statement is a new statement or a revision:

Effective March 5, 2014, the substantive policy statement is repealed. The Arizona Game and Fish Commission unanimously voted to repeal the substantive policy statement because the policy simply reiterates regulatory and statutory language.

6. The agency contact person who can answer questions about the substantive policy statement:

Name: Celeste Cook, Rules Analyst

Address: Game and Fish Department
5000 W. Carefree Highway
Phoenix, AZ 85086

Telephone: (623) 236-7390

Fax: (623) 236-7677

E-mail: CCook@azgfd.gov

Please visit the AZGFD web site to track progress of this rule and any other agency rulemaking matters at http://www.azgfd.gov/inside_azgfd/rules/rulemaking_updates.shtml.

7. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:

Not applicable

NOTICE OF SUBSTANTIVE POLICY STATEMENT

GAME AND FISH COMMISSION

[M14-173]

1. Title of the Substantive Policy Statement and the substantive policy statement number by which the policy statement is referenced:

SP.006-A2.23 Policy Statement on Heritage Fund Acquisitions of Sensitive Habitat for Endangered, Threatened and Candidate Species, as Authorized Under the Provisions of A.R.S. § 17-298.

2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:

October 17, 2003

3. Summary of the contents of the substantive policy statement:

Policy and procedure of the Arizona Game and Fish Commission on Heritage acquisition funds, which are spent on the conservation of sensitive habitat for endangered, threatened, and candidate species of fish and wildlife, as defined under A.R.S. § 17-296.

4. Federal or state constitutional provisions; federal or state statute, rule, or regulation; or final court judgment that underlies the substantive policy statement:

Title 17, Ch. 2, Art. 6

5. A statement as to whether the substantive policy statement is a new statement or a revision:

Effective March 5, 2014, the substantive policy statement is repealed. The Arizona Game and Fish Commission unanimously voted to repeal the substantive policy statement because the policy simply reiterates statutory language.

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Notices of Substantive Policy Statements

7. **Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

Not applicable

NOTICE OF SUBSTANTIVE POLICY STATEMENT

GAME AND FISH COMMISSION

[M14-172]

1. **Title of the Substantive Policy Statement and the substantive policy statement number by which the policy statement is referenced:**

SP.007-A2.33 Arizona Wildlife Conservation Fund Expenditures

2. **Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

March 22, 2004

3. **Summary of the contents of the substantive policy statement:**

Policy and procedure of the Arizona Game and Fish Commission on the Arizona Wildlife Conservation Fund, which are spent to conserve, enhance, and restore Arizona's diverse wildlife resources and habitats for the present and future generations.

4. **Federal or state constitutional provisions; federal or state statute, rule, or regulation; or final court judgment that underlies the substantive policy statement:**

Title 17, Ch. 2, Art. 7

5. **A statement as to whether the substantive policy statement is a new statement or a revision:**

Effective March 5, 2014, the substantive policy statement is repealed. The Arizona Game and Fish Commission unanimously voted to repeal the substantive policy statement because the policy simply reiterates regulatory and statutory language.

6. **The agency contact person who can answer questions about the substantive policy statement:**

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7. **Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

Not applicable